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PATENT
Attorney Docket No.: AVARS-02600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Wayne A. Feick et al.

Serial No.: 10/070,339

Filed: January 17, 2003

For: **METHOD AND APPARATUS FOR
COMMUNICATING DATA
WITHIN MEASUREMENT
TRAFFIC**

) Group Art Unit: 2153

) Examiner: Chea, Philip J

) **TRANSMITTAL LETTER**

) 162 N. Wolfe Road
) Sunnyvale, CA 94086
) (408) 530-9700

) Customer No.: 28960

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed please find a Supplemental Information Disclosure Statement, a Certification pursuant to 37 C.F.R. § 1.97(e) for the Supplemental Information Disclosure Statement, a Form PTO-1449, and a copy of one (1) reference for filing in the U.S. Patent and Trademark Office.

The Commissioner is hereby authorized to charge any additional fee or credit overpayment to our Deposit Account No. 08-1275.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 9-30-08

By: Thomas B. Haverstock
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.8(a))
I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 9/30/08 By: LS



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Wayne A. Feick et al.)	Examiner: Chea, Philip J
Serial No.: 10/070,339)	<u>CERTIFICATION FOR</u>
Filed: January 17, 2003)	<u>SUPPLEMENTAL INFORMATION</u>
For: METHOD AND APPARATUS FOR)	<u>DISCLOSURE STATEMENT UNDER 37</u>
COMMUNICATING DATA)	<u>CFR § 1.97(e)</u>
WITHIN MEASUREMENT)	162 North Wolfe Road
TRAFFIC)	Sunnyvale, CA 94086
)	(408) 530-9700
)	Customer No.: 28960

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Alexandria, VA 22313-1450

Sir:

This certification is being made for the Supplemental Information Disclosure Statement accompanying this certification.

Certification

I, the person signing below, hereby certify that the printed publications contained in the enclosed supplemental information disclosure statement were cited within two Official Actions mailed on July 9, 2008, and July 21, 2008. **Accordingly, I hereby certify that no references contained within this supplemental information disclosure statement were cited in a communication from a foreign patent office in a related foreign application, and, to the knowledge of the person signing the statement, after making reasonable inquiry, no references contained within this supplemental information disclosure statement were known to any individual designated in §1.56(c) more than three months prior to the filing of this supplemental information disclosure statement. 37 C.F.R. 1.97(e)(2)**

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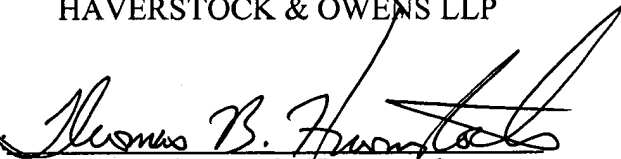
Identification of Person Making Certification

The person making this certification is the attorney who signs below on the basis of the information in the attorney's file.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 9-30-08

By


Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

CERTIFICATE OF MAILING (37 CFR § 1.6(a))

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450

HAVERSTOCK & OWENS LLP.

Date: 9/30/08 By: TH



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For: METHOD AND APPARATUS FOR)	162 N. Wolfe Road
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WITHIN MEASUREMENT)	(408) 530-9700
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MS: Amendment
Commissioner for Patents
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Alexandria, VA 22313-1450

Sir:

The citations listed below, may be material to the examination of the above-identified application, and are therefore submitted in compliance with the duty of disclosure defined in 37 C.F.R. §§ 1.56 and 1.97. The Examiner is requested to make these citations of official record in this application.

Applicants have become aware of the following printed publications which may be material to the examination of this application:

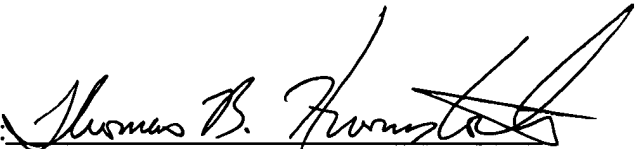
- U.S. Patent No.: 4,901,244
- U.S. Patent No.: 6,064,946
- U.S. Patent No.: 6,560,204 B1
- U.S. Patent No.: 6,594,307 B1
- U.S. Patent No.: 6,714,896 B1
- U.S. Patent No.: 6,999,432 B2
- U.S. Patent No.: 7,099,282 B1
- U.S. Patent No.: 7,110,393 B1
- U.S. Publication No: US2003/0039212 A1

- U.S. Publication No: US2003/0112788 A1
- U.S. Publication No: US2004/0062267 A1
- U.S. Publication No: US2004/0218546 A1
- U.S. Publication No: US2007/0271066 A1
- U.S. Publication No: US2008/0101793 A1
- D. New, "RFC 3620, The TUNNEL Profile,"
Oct. 2003, The Internet Society.

This Supplemental Information Disclosure Statement under 37 C.F.R. §§ 1.56 and 1.97 is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that anyone or more of these citations constitutes prior art.

Respectfully submitted,
HAVERSTOCK & OWENS LLP

Dated: 9-30-08

By: 
Thomas B. Haverstock
Reg. No.: 32,571

Attorneys for Applicants

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HAVERSTOCK & OWENS LLP.

Date: 9/30/08 By: SA